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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Sean Hu, et al.
Application No. : 09/684,808
Filed : October 6, 2000
Title : Apparatus, Systems and Methods For
Interfacing With Digital Scales
Configured With Remote Client
Computer Devices
Grp./Div. : 3627
Examiner : Michael A. Cuff
Docket No. : PSTM0008/MRK

**TRANSMITTAL LETTER
FOR APPLICATION FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

140 S. Lake Ave., Suite 312
Pasadena, CA 91101
August 6, 2007

Commissioner:

Attached are the following:

1. Check No. 2358 in the amount of \$200.00 to cover the Application For Reconsideration Of Patent Term Adjustment Fee;
2. Application For Reconsideration Of Patent Term Adjustment Indicated In Notice Of Allowance;
3. Statement Of The Correct Patent Term Adjustment In Support Of Application For Reconsideration Of Patent Term Adjustment Indicated In Notice Of Allowance with Exhibits A and B; and
4. Return Post Card.

The above-identified application has been allowed; an issue fee is due on or before August 8, 2007. The enclosed Application is filed before the filing of the issue fee.

TRANSMITTAL LETTER FOR APPLICATION FOR RECONSIDERATION OF PATENT TERM
ADJUSTMENT
Application No. 09/684,808

The Commissioner is hereby authorized to charge any underpayment of fees which may be required, or credit any overpayment of fees which may occur, for this application, during the **pendency** of this application, to Deposit Account No. 501574. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

Respectfully submitted,
KHORSANDI PATENT LAW GROUP, A LAW CORP.

By

 8/6/2007

Marilyn R. Khorsandi
Reg. No. 45,744
Customer No. 29524

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Pasadena, CA 91101-4710
Telephone: (626) 796-2856
Facsimile: (626) 796-2864

MRK/aa
Enclosures



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Mailing Label No. ED 329502157 US*

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Sean Hu, et al.
Application No. : 09/684,808
Filed : October 6, 2000
Title : Apparatus, Systems and Methods For
Interfacing With Digital Scales Configured
With Remote Client Computer Devices
Grp./Div. : 3627
Examiner : Michael A. Cuff
Docket No. : PSTM0008/MRK

**APPLICATION FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT
INDICATED IN NOTICE OF ALLOWANCE
37 C.F.R. §1.705(b)**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

140 S Lake Ave, Ste 312
Pasadena, CA 91101-4710
August 6, 2007

Commissioner:

This is an Application for Patent Term Adjustment for the above-identified patent application. The above-identified application has been allowed; an issue fee is due on or before August 8, 2007. This Application is filed before the filing of the issue fee.

The above-identified patent application was allowed in a Notice of Allowance dated May 8, 2007. The Determination of Patent Term Adjustment Under 35 U.S.C. 154(d) attached to the Notice of Allowance awarded a Patent Term Adjustment for the above-identified application of 1265 days. It is respectfully submitted that the correct Patent Term Adjustment through the date of the Notice of Allowance is 1,239 days.

Pursuant to 37 C.F.R. §1.705(b)(1), A Statement of the Correct Patent Term Adjustment In Support of Application for Reconsideration of Patent Term Adjustment Indicated in Notice of Allowance is respectfully submitted herewith.

This Application for Patent Term Adjustment is directed to reconsideration of the Patent Term Adjustment indicated in the Notice of Allowance; this Application is not directed to events that have occurred, and events that have not yet occurred, after the date of the Notice of Allowance.

Further Patent Term Adjustment may result due to events that are anticipated to occur (including the anticipated issuance of a patent from the above-identified application). Such further Patent Term Adjustment considerations can only be addressed after the anticipated issuance of a patent from the above-identified application in accordance with 37 C.F.R. §1.705(d) and are therefore not addressed, and are not addressable, herein.

APPLICATION FOR RECONSIDERATION OF
PATENT TERM ADJUSTMENT
Serial No. 09/684,808

As required by 37 C.F.R. §1.705(b)(1), the fee set forth in 37 C.F.R. §1.18(e) is enclosed herewith. The Commissioner is hereby authorized to charge any underpayment of fees, or credit any overpayment of fees, to Deposit Account No. 501574. Please show our docket number with any charge or credit to our Deposit Account.

Respectfully submitted,
KHORSANDI PATENT LAW GROUP,
A LAW CORPORATION

August 6, 2007
Date

By Marilyn R. Khorsandi
Marilyn R. Khorsandi
Attorney/Agent for Applicant(s)
Reg. No. 45,744
Customer No. 29524

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Facsimile: (626) 796-2864



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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Sean Hu, et al.
Application No. : 09/684,808
Filed : October 6, 2000
Title : Apparatus, Systems and Methods For
Interfacing With Digital Scales Configured
With Remote Client Computer Devices
Grp./Div. : 3627
Examiner : Michael A. Cuff
Docket No. : PSTM0008/MRK

**STATEMENT OF THE CORRECT PATENT TERM ADJUSTMENT
IN SUPPORT OF APPLICATION FOR RECONSIDERATION OF PATENT TERM
ADJUSTMENT INDICATED IN NOTICE OF ALLOWANCE
37 C.F.R. §1.705(b)(2)**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

140 S Lake Ave, Ste 312
Pasadena, CA 91101-4710
August 6, 2007

Commissioner:

This Statement of the Correct Patent Term Adjustment in Support of Application for Reconsideration of Patent Term Adjustment Indicated in Notice of Allowance is filed concurrently with Application for Reconsideration of Patent Term Adjustment Indicated in Notice of Allowance for the above-identified patent application.

The above-identified application was allowed in a Notice of Allowance dated May 8, 2007. The Determination of Patent Term Adjustment Under 35 U.S.C. 154(d) attached to the Notice of Allowance awarded a Patent Term Adjustment for the above-identified application of 1265 days. It is respectfully submitted that for the reasons given below, the determination of 1265 days is in error, and that the correct Patent Term Adjustment through the date of the Notice of Allowance is 1239 days.

It is respectfully submitted that the determination of 1265 days is in error, due to a failure in the PAIR system Patent Term Adjustment History to provide the following Patent Term Adjustment events and/or considerations under 37 C.F.R. §1.704, as follows:

Item (1.) A copy of a printout of the PAIR system Patent Term Adjustment History for the Application is attached hereto as Exhibit A. A copy of a printout of

the PAIR system Image File Wrapper for the Application is attached hereto as Exhibit B. It is respectfully submitted that the PAIR system failed to associate a Notice of Missing Parts and a corresponding Response to Notice of Missing Parts, and therefore failed to calculate a period of time under 37 C.F.R. §1.704(b), as follows:

a.) the PAIR system did not identify as a Notice of Missing Parts, the PAIR system Patent Term Adjustment History entry dated 12-14-2000, entitled "Notice Mailed--Application Incomplete--Filing Date Assigned" (see Exhibit A hereto; see *also*, Exhibit B hereto – PAIR System Image File Wrapper entry dated 12-06-2000, entitled "Pre-Exam Formalities Notice");

b.) there is no entry in the PAIR system Patent Term Adjustment History (see Exhibit A hereto) of a Response to Notice of Missing Parts, designated in the PAIR System Image File Wrapper (see Exhibit B hereto) for the Application as an entry dated "04-09-2001", entitled "Applicant Response to Pre-Exam Formalities Notice"; and

c.) the PAIR system Patent Term Adjustment History fails to associate the April 9, 2001-dated entry for Applicant's Response to Notice of Missing Parts with the Notice of Missing Parts, dated 12-14-2000.

With respect to Item (1.) above regarding the Notice of Missing Parts and the corresponding Response to Notice of Missing Parts, according to 37 C.F.R. §1.704(b), period of adjustment credits shall be reduced for the period of time "in excess of three months that are taken to reply to any notice or action by the Office making any rejection, objection, argument, or other request, . . . beginning on the day after the date that is three months after the date of mailing or transmission of the Office communication . . . and ending on the date the reply is filed." With respect to Item (1.) above, it is respectfully submitted that period of adjustment credits should be reduced, according to 37 C.F.R. §1.704(b), by 26 days (wherein the 26 days began on March 15, 2001 (the day after the March 14, 2001 date that is three months after the December 14, 2000 mailing date of the Notice of Missing Parts), and ended on April 9, 2001 (the date noted in the PAIR system as the receipt date of the Response to the Notice of Missing Parts)).

According to 37 C.F.R. §1.704(b), 37 C.F.R. §1.704(c) and 37 C.F.R. §1.704(c)(8), it is respectfully submitted that period of adjustment credits should be further reduced by a total of 26 non-overlapping days. Accordingly, it is respectfully submitted that the determination of 1265 days is in error, and that the correct Patent Term Adjustment through the date of the Notice of Allowance is 1239 days (which is calculated by subtracting the 26 non-overlapping days from the original determination of 1265 days).

STATEMENT OF THE CORRECT PATENT TERM ADJUSTMENT
Serial No. 09/684,808

With respect to 37 C.F.R. §1.705(b)(2)(iii), the patent granted on this application is not subject to a terminal disclaimer in that no terminal disclaimer was filed in the above-identified patent application (Serial No. 09/684,808).

Respectfully submitted,
KHORSANDI PATENT LAW GROUP,
A LAW CORPORATION

August 6, 2007

Date

By Marilyn R. Khorsandi
Marilyn R. Khorsandi
Attorney/Agent for Applicant(s)
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APPENDIX A

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09/684,808 APPARATUS, SYSTEMS AND METHODS FOR INTERFACING WITH DIGITAL SCALES CONFIGURED WITH REMOTE CLIENT COMPUTER DEVICES

Select New Case	Applications by Attorney Docket	Transaction History	Image File Wrapper	Patent Term Adjustments	Continuity Data	Address & Attorney/Agent	Assignments	Display References	Publication Review
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Patent Term Adjustment

Filing or 371(c) Date:	10-06-2000	USPTO Delay (PTO) Delay (days):	1331
Issue Date of Patent:	-	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay (APPL) Delay (days):	66
Post-Issue Petitions (days):	+0	Total Patent Term Adjustment (days):	1265
USPTO Adjustment (days):	+0	Explanation Of Calculations:	

Patent Term Adjustment History

Date	Contents Description	PTO(Days)	APPL(Days)
05-08-2007	Mail Notice of Allowance	95	
05-08-2007	Mail Examiner's Amendment	↑	
05-04-2007	Notice of Allowance Data Verification Completed	↑	
05-04-2007	Document Verification	↑	
05-04-2007	Examiner's Amendment Communication	↑	
02-28-2005	Reference capture on IDS	↑	
08-08-2001	Reference capture on IDS	↑	
08-22-2001	Reference capture on IDS	↑	
08-08-2001	Information Disclosure Statement (IDS) Filed	↑	
12-10-2001	Information Disclosure Statement (IDS) Filed	↑	
06-16-2006	Information Disclosure Statement considered	↑	

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- Search Patents & Applications
- Search Biological Sequences
- Copies, Products & Services

Other

- Copyrights
- Trademarks
- Policy & Law Reports

10-02-2006	Oath or Declaration Filed (Including Supplemental)	↑	
10-08-2006	Date Forwarded to Examiner	↑	
10-02-2006	Response after Non-Final Action		60
10-02-2006	Request for Extension of Time - Granted		↑
06-16-2006	Reference capture on IDS		↑
06-16-2006	Information Disclosure Statement (IDS) Filed		↑
05-03-2006	Mail Non-Final Rejection		↑
05-01-2006	Non-Final Rejection		
02-21-2006	Information Disclosure Statement considered		
07-27-2005	Information Disclosure Statement considered		
04-13-2006	Correspondence Address Change		
02-21-2006	Reference capture on IDS		
02-21-2006	Information Disclosure Statement (IDS) Filed		
02-24-2006	Date Forwarded to Examiner		
02-24-2006	Date Forwarded to Examiner		4
02-21-2006	Request for Continued Examination (RCE)		↑
02-24-2006	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)		↑
02-21-2006	Workflow - Request for RCE - Begin		↑
11-17-2005	Mail Final Rejection (PTOL - 326)		↑
11-15-2005	Final Rejection		
07-27-2005	Reference capture on IDS		
08-12-2005	IFW TSS Processing by Tech Center Complete		
07-27-2005	Information Disclosure Statement (IDS) Filed		
08-12-2005	Date Forwarded to Examiner		
07-27-2005	Response after Non-Final Action		2
04-25-2005	Mail Non-Final Rejection	1236	
04-18-2005	Non-Final Rejection	↑	
04-18-2005	Case Docketed to Examiner in GAU	↑	
02-28-2005	Information Disclosure Statement (IDS) Filed	↑	

11-19-2004	Information Disclosure Statement (IDS) Filed	↑
11-22-2004	Information Disclosure Statement (IDS) Filed	↑
01-14-2003	Case Docketed to Examiner in GAU	↑
11-04-2002	Case Docketed to Examiner in GAU	↑
08-22-2001	Information Disclosure Statement (IDS) Filed	↑
04-17-2001	Application Dispatched from OIPE	↑
04-17-2001	Correspondence Address Change	↑
04-16-2001	Application Is Now Complete	↑
12-14-2000	Notice Mailed--Application Incomplete--Filing Date Assigned	↑
12-04-2000	Correspondence Address Change	↑
12-04-2000	Correspondence Address Change	↑
12-04-2000	Correspondence Address Change	↑
11-17-2000	IFW Scan & PACR Auto Security Review	↑
10-06-2000	Initial Exam Team nn	↑

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- Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail EBC@uspto.gov for specific questions about Patent Application Information Retrieval (PAIR).
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09/684,808

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Mail Room Date	Document Description	Document Category	Page Count	Select All	Start Download
05-08-2007	Notice of Allowance and Fees Due (PTOL-85)	PROSECUTION	3	<input type="checkbox"/>	<input type="checkbox"/>
05-08-2007	Notice of Allowance and Fees Due (PTOL-85)	PROSECUTION	4	<input type="checkbox"/>	<input type="checkbox"/>
05-08-2007	List of References cited by applicant and considered by examiner	PROSECUTION	12	<input type="checkbox"/>	<input type="checkbox"/>
05-08-2007	List of references cited by examiner	PROSECUTION	1	<input type="checkbox"/>	<input type="checkbox"/>
05-08-2007	Issue Information including classification, examiner, name, claim, renumbering, etc.	PROSECUTION	1	<input type="checkbox"/>	<input type="checkbox"/>
05-08-2007	Index of Claims	PROSECUTION	1	<input type="checkbox"/>	<input type="checkbox"/>
05-08-2007	Search information including classification, databases and other search related notes	PROSECUTION	1	<input type="checkbox"/>	<input type="checkbox"/>
05-08-2007	Bibliographic Data Sheet	PROSECUTION	1	<input type="checkbox"/>	<input type="checkbox"/>
04-30-2007	Examiner's search strategy and results	PROSECUTION	5	<input type="checkbox"/>	<input type="checkbox"/>
10-10-2006	Fee Worksheet (PTO-06)	PROSECUTION	1	<input type="checkbox"/>	<input type="checkbox"/>

10-02-2006	<u>Amendment - After Non-Final Rejection</u>	PROSECUTION	1	<input type="checkbox"/>
10-02-2006	<u>Claims</u>	PROSECUTION	6	<input type="checkbox"/>
10-02-2006	<u>Applicant Arguments/Remarks Made in an Amendment</u>	PROSECUTION	9	<input type="checkbox"/>
10-02-2006	<u>Rule 130, 131 or 132 Affidavits</u>	PROSECUTION	12	<input type="checkbox"/>
10-02-2006	<u>Extension of Time</u>	PROSECUTION	1	<input type="checkbox"/>
10-02-2006	<u>Transmittal to TC</u>	PROSECUTION	3	<input type="checkbox"/>
10-02-2006	<u>Authorization for Extension of Time</u> all replies	PROSECUTION	3	<input type="checkbox"/>
06-16-2006	<u>Information Disclosure Statement (IDS) Filed</u>	PROSECUTION	4	<input type="checkbox"/>
06-16-2006	<u>Foreign Reference</u>	PRIOR ART	60	<input type="checkbox"/>
06-16-2006	<u>NPL Documents</u>	PRIOR ART	14	<input type="checkbox"/>
06-16-2006	<u>NPL Documents</u>	PRIOR ART	17	<input type="checkbox"/>
06-09-2006	<u>Notice of Change of Address placed in File Wrapper due to EBC Customer Number Update</u>	PROSECUTION	1	<input type="checkbox"/>
05-03-2006	<u>Non-Final Rejection</u>	PROSECUTION	8	<input type="checkbox"/>
05-03-2006	<u>List of references cited by examiner</u>	PRIOR ART	1	<input type="checkbox"/>
05-03-2006	<u>Index of Claims</u>	PROSECUTION	1	<input type="checkbox"/>
02-21-2006	<u>Amendment Submitted/Entered with Filing of CPA/RCE</u>	PROSECUTION	1	<input type="checkbox"/>
02-21-2006	<u>Claims</u>	PROSECUTION	7	<input type="checkbox"/>
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07-27-2005	<u>NPL Documents</u>	PRIOR ART	2	<input type="checkbox"/>
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07-27-2005	<u>Fee Worksheet (PTO-06)</u>	PROSECUTION	1	<input type="checkbox"/>
04-25-2005	<u>Non-Final Rejection</u>	PROSECUTION	5	<input type="checkbox"/>
04-25-2005	List of references cited by examiner	PRIOR ART	1	<input type="checkbox"/>
04-25-2005	List of References cited by applicant and considered by examiner	PRIOR ART	8	<input type="checkbox"/>
03-29-2005	<u>Examiner's search strategy and results</u>	PROSECUTION	1	<input type="checkbox"/>
02-28-2005	<u>Information Disclosure Statement (IDS) Filed</u>	PROSECUTION	5	<input type="checkbox"/>
02-28-2005	<u>Foreign Reference</u>	PRIOR ART	27	<input type="checkbox"/>
02-28-2005	<u>Foreign Reference</u>	PRIOR ART	29	<input type="checkbox"/>
02-28-2005	<u>NPL Documents</u>	PRIOR ART	20	<input type="checkbox"/>
02-28-2005	<u>NPL Documents</u>	PRIOR ART	10	<input type="checkbox"/>
02-28-2005	<u>NPL Documents</u>	PRIOR ART	6	<input type="checkbox"/>
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02-28-2005	<u>NPL Documents</u>	PRIOR ART	10	<input type="checkbox"/>

02-28-2005	NPL Documents	PRIOR ART	13	<input type="checkbox"/>
02-28-2005	NPL Documents	PRIOR ART	8	<input type="checkbox"/>
02-28-2005	NPL Documents	PRIOR ART	9	<input type="checkbox"/>
02-28-2005	NPL Documents	PRIOR ART	15	<input type="checkbox"/>
02-28-2005	NPL Documents	PRIOR ART	13	<input type="checkbox"/>
11-22-2004	Information Disclosure Statement (IDS) Filed	PROSECUTION	6	<input type="checkbox"/>
11-22-2004	Foreign Reference	PRIOR ART	5	<input type="checkbox"/>
11-22-2004	Foreign Reference	PRIOR ART	19	<input type="checkbox"/>
11-22-2004	Foreign Reference	PRIOR ART	81	<input type="checkbox"/>
11-22-2004	NPL Documents	PRIOR ART	2	<input type="checkbox"/>
11-22-2004	NPL Documents	PRIOR ART	2	<input type="checkbox"/>
11-22-2004	NPL Documents	PRIOR ART	2	<input type="checkbox"/>
11-22-2004	NPL Documents	PRIOR ART	3	<input type="checkbox"/>
11-22-2004	NPL Documents	PRIOR ART	3	<input type="checkbox"/>
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11-19-2004	Information Disclosure Statement (IDS) Filed	PROSECUTION	7	<input type="checkbox"/>
02-24-2003	Examiner's search strategy and results	PROSECUTION	3	<input type="checkbox"/>
08-22-2001	Information Disclosure Statement (IDS) Filed	PROSECUTION	3	<input type="checkbox"/>
08-21-2001	Change of Address	PROSECUTION	1	<input type="checkbox"/>
08-08-2001	NPL Documents	PRIOR ART	2	<input type="checkbox"/>
04-09-2001	Applicant Response to Pre-Exam Formalities Notice	PROSECUTION	3	<input type="checkbox"/>
04-09-2001	Oath or Declaration filed	PROSECUTION	3	<input type="checkbox"/>
04-09-2001	Extension of Time	PROSECUTION	1	<input type="checkbox"/>
12-06-2000	Pre-Exam Formalities Notice	PROSECUTION	1	<input type="checkbox"/>
10-06-2000	Transmittal of New Application	AS FILED	201	<input type="checkbox"/>
10-06-2000	Issue Information including classification, examiner, name, claim, renumbering, etc.	PROSECUTION	1	<input type="checkbox"/>
10-06-2000	Search information including classification, databases and other search related notes	PROSECUTION	1	<input type="checkbox"/>
10-06-2000	Index of Claims	PROSECUTION	1	<input type="checkbox"/>
10-06-2000	Transmittal of New Application	PROSECUTION	3	<input type="checkbox"/>
10-06-2000	Drawings	PROSECUTION	92	<input type="checkbox"/>
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10-06-2000	Fee Worksheet (PTO-06)	PROSECUTION	2	<input type="checkbox"/>

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